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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|---------------------|------------------|
| 10/630,100 | 07/30/2003 | Philip E. Eggers | NET 2-098 | 8307 |
| 7590 | 05/11/2005 | | EXAMINER | |
| Gerald L. Smith Mueller and Smith, LPA 7700 Rivers Edge Drive Columbus, OH 43235 | | | PEFFLEY, MICHAEL F | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3739 | |

DATE MAILED: 05/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
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EXAMINER

ART UNIT PAPER

05062005

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Michael Peffley
Michael Peffley
Primary Examiner
Art Unit: 3739

Notice of Non-Responsive Amendment

The reply filed on February 22, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): applicant failed to identify the claims drawn to the elected embodiment. Applicant is required to elect a single disclosed species and provide a listing of claims readable on that elected species (see Page 3, second paragraph of January 21, 2005 communication). See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

A response to applicant's traversal of the restriction and election of species will be provided in the forthcoming Office action after applicant has met the response requirement to the previous Restriction/Election of Species.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Peffley whose telephone number is (571) 272-4770. The examiner can normally be reached on Mon-Fri from 6am-3pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda Dvorak can be reached on (571) 272-4764. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Michael Peffley
Primary Examiner
Art Unit 3739

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May 6, 2005